

EXHIBIT 17

1 UNITED STATES DISTRICT COURT
2 FOR THE NORTHERN DISTRICT OF OHIO
3 EASTERN DIVISION

4 IN RE: NATIONAL) MDL No. 2804
5 PRESCRIPTION OPIATE)
6 LITIGATION,) Case No.
7) 1:17-MD-2804
8)
9 THIS DOCUMENT RELATES TO) Hon. Dan A.
10 ALL CASES) Polster
11)
12)
13)
14)

15 — — —
16 Thursday, April 25, 2019
17 — — —

18 HIGHLY CONFIDENTIAL - SUBJECT TO FURTHER
19 CONFIDENTIALITY REVIEW
20 — — —

21 Videotaped Deposition of DAVID S.
22 EGILMAN, M.D., MPH, held at the Providence
23 Marriott Downtown, 1 Orms Street, Providence,
24 Rhode Island, commencing at 9:08 a.m., on the
above date, before Debra A. Dibble, Certified
Court Reporter, Registered Diplomat
Reporter, Certified Realtime Captioner,
Certified Realtime Reporter and Notary
Public.

21 — — —
22
23 GOLKOW LITIGATION SERVICES
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1 question. I'm asking how to replicate what
2 you did to come to your opinions.

3 A. Oh, in order to replicate what
4 I did, you have to do the searches. You have
5 to do iterative searches. You have to look
6 for -- in this particular case, you'd have to
7 look for documents that indicate the case and
8 marketed opioids, you've got to look at
9 contracts. You'll got to look at the coupon
10 program you had, the sampling program you
11 had. And you'd have to look at those things.

12 Q. And nowhere in your report do
13 you provide us the ability to do that for any
14 particular opinion, do you?

15 A. No. You have that opinion
16 because you -- ability because you have the
17 same access to the same data I have plus
18 more. You have all of the privileged and
19 confidential documents.

20 Q. Sir.

21 A. You have the ability to talk to
22 the -- to your own clients.

23 Q. I was asking a different
24 question.

1 Nowhere in this report do you
2 provide us the ability to replicate what you
3 did in order to come to any particular
4 opinion.

5 A. Wrong.

6 Q. Nowhere in this report do you
7 provide us the ability to look at one opinion
8 and know what you looked at, what iterative
9 searches you made, what conclusions you came
10 to, how you challenged them, how you
11 self-appraised them, none of that; right?

12 A. In detail, that's correct.

13 Q. Okay. That's all I was asking.

14 A. All right.

15 THE WITNESS: Can we take a
16 break?

17 MS. SAULINO: Yeah, I think now
18 is a good time for a break.

19 THE VIDEOGRAPHER: Off the
20 record. 2:41.

21 (Recess taken, 2:41 p.m. to
22 3:10 p.m.)

23 THE VIDEOGRAPHER: We are back
24 on the record at 3:11.

1 THE WITNESS: Okay. So these
2 are the two articles that I mentioned
3 that came up this week as new bases.

4 Q. (BY MS. SAULINO) Okay. So
5 thank you, Doctor. You're looking at a
6 folder that you have marked 26, which is a
7 red folder and we're going to mark as
8 Exhibit 6 to your deposition.

9 (Whereupon, Deposition Exhibit
10 Egilman 6, Folder 26 arrow up does =
11 arrow up death, was marked for
12 identification.)

13 Q. (BY MS. SAULINO) All right.
14 Dr. Egilman, I'd like to turn to the grounded
15 theory approach, which you begin discussing
16 on the bottom of page 38 of your report.

17 A. Okay.

18 Q. Now, you say that "Grounded
19 theory is an inductive method which allows
20 analytical categories to emerge from the data
21 presented"; right?

22 Second sentence.

23 A. 38?

24 Q. Yeah. Second sentence under